

BUSINESS REPORT

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

SENATE JUDICIARY COMMITTEE

Date: Friday, March 27, 2009
Place: Capitol

Time: 9:00 am
Room: 303

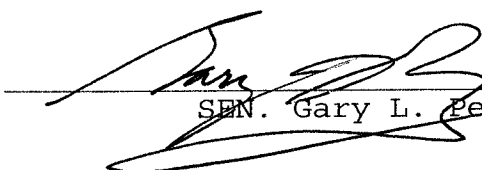
BILLS and RESOLUTIONS HEARD:

HB 536, HB 628

EXECUTIVE ACTION TAKEN:

HB 536-Failed, Tie Vote, HB 628-Be Concurred in As Amended

COMMENTS:



SEN. Gary L. Perry, Chairman

MONTANA STATE SENATE
Roll Call
JUDICIARY COMMITTEE

DATE: 3/27/09

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
SENATOR GARY PERRY, CHAIRMAN	/	
SENATOR JIM SHOCKLEY, VICE CHAIRMAN	/	
SENATOR AUBYN CURTISS	/	
SENATOR JOHN ESP	/	
SENATOR GREG HINKLE	/	
SENATOR LARRY JENT	/	
SENATOR CAROL JUNEAU	/	
SENATOR CLIFF LARSEN	/	
SENATOR JESSE LASLOVICH	/	
SENATOR DANIEL MCGEE	/	
SENATOR LYNDA MOSS	/	
SENATOR TERRY MURPHY	/	



SENATE STANDING COMMITTEE REPORT

March 27, 2009

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Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 628** (third reading copy -- blue) **be concurred in as amended.**

Signed: _____

Senator Gary L. Perry, Chair

To be carried by Senator Jesse Laslovich

And, that such amendments read:

1. Title, line 6 through line 7.

Following: "AN ACT" on line 6

Strike: remainder of line 6 through "DEATH;" on line 7

2. Title, line 8.

Following: "PROSECUTION"

Strike: "AND PROVIDING PENALTIES"

Insert: "OF CARELESS DRIVING RESULTING IN DEATH AND RECKLESS
DRIVING RESULTING IN DEATH"

Strike: "SECTIONS"

Insert: "SECTION"

3. Title, line 8 through line 9.

Following: "45-1-205," on line 8

Strike: remainder of line 8 through "61-8-716," on line 9

4. Page 3, line 1.

Following: "death"

Strike: "under 61-8-301"

5. Page 3, line 3.

Following: "death"

Strike: "under 61-8-302"

Committee Vote:

Yes 12, No 0

Fiscal Note Required ____

HB0628001SC01328.sdr

OR

March 27, 2009

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6. Page 3, line 6 through page 5, line 18.

Strike: section 2 through section 6 in their entirety

- END -

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 3/27/09 BILL NO H8536 MOTION NO. 2
MOTION: _____

*Be Concurred As
Be Amended*

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE		<input checked="" type="checkbox"/>	
SENATOR JESSE LASLOVICH	<input checked="" type="checkbox"/>		
SENATOR AUBYN CURTISS		<input checked="" type="checkbox"/>	
SENATOR LARRY JENT		<input checked="" type="checkbox"/>	
SENATOR TERRY MURPHY		<input checked="" type="checkbox"/>	
SENATOR LYNDIA MOSS	<input checked="" type="checkbox"/>		
SENATOR JOHN ESP	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>
SENATOR CLIFF LARSEN	<input checked="" type="checkbox"/>		
SENATOR CAROL JUNEAU		<input checked="" type="checkbox"/>	
SENATOR GREG HINKLE		<input checked="" type="checkbox"/>	
SENATOR JIM SHOCKLEY, VICE CHAIR	<input checked="" type="checkbox"/>		
SENATOR GARY PERRY, CHAIRMAN	<input checked="" type="checkbox"/>		
		<input checked="" type="checkbox"/>	

6/6

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 3/27/09 BILL NO. 18628 MOTION NO. 2
 MOTION: _____

Amendment - Conceptual

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE		<input checked="" type="checkbox"/>	
SENATOR JESSE LASLOVICH	<input checked="" type="checkbox"/>		
SENATOR AUBYN CURTISS		<input checked="" type="checkbox"/>	
SENATOR LARRY JENT	<input checked="" type="checkbox"/>		
SENATOR TERRY MURPHY	<input checked="" type="checkbox"/>		
SENATOR LYNDIA MOSS	<input checked="" type="checkbox"/>		
SENATOR JOHN ESP		<input checked="" type="checkbox"/>	
SENATOR CLIFF LARSEN	<input checked="" type="checkbox"/>		
SENATOR CAROL JUNEAU	<input checked="" type="checkbox"/>		
SENATOR GREG HINKLE	<input checked="" type="checkbox"/>		
SENATOR JIM SHOCKLEY, VICE CHAIR	<input checked="" type="checkbox"/>		
SENATOR GARY PERRY, CHAIRMAN	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	

8/4

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 3/27/09 BILL NO HB628 MOTION NO. 4
MOTION: _____

Be Concerned Idaho Amended

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE	/		
SENATOR JESSE LASLOVICH	/		
SENATOR AUBYN CURTISS	/		
SENATOR LARRY JENT	/		
SENATOR TERRY MURPHY	/		
SENATOR LYNDIA MOSS	/		
SENATOR JOHN ESP	/		
SENATOR CLIFF LARSEN	/		
SENATOR CAROL JUNEAU	/		
SENATOR GREG HINKLE	/		
SENATOR JIM SHOCKLEY, VICE CHAIR	/		
SENATOR GARY PERRY, CHAIRMAN	/		

12/0

AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from Judiciary Committee
because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE

NO

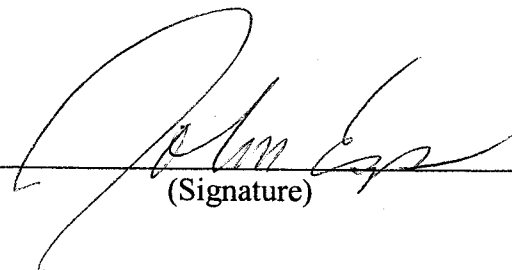
BILL/AMENDMENT

AYE

NO

3/16/09	HB 298 beconcur	✓	
3/25/09	HB 591 amend	✓	
	HB 591 concur as	✓	
	amend		
	HB 301 amend		✓
	HB 301 conc. amen.		✓
	HB 301 TABLE		✓
	HB 301 concur	✓	
	HB 295 reconsi.		✓
3/27/09	HB 536 concur	✓	
	as amend		
	HB 628 CONCUR	✓	
	HB 536 beconcur		

Sen.


(Signature)

Date 1-5-09

MONTANA STATE SENATE
Visitors Register

Judiciary Committee

Date 3/27/09

Bill No. HB-628 Sponsor(s) Rep R. Stoker

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Name and Address	Representing	Support	Oppose	Inf.
MERLE RAPIH	MT Co. Army Assoc	X		
Brant Lynn	AS	X		
David Carter	Yellowstone County Army Off.	X		
Bob Starn	Self	X		
Barb Tucker	Self	X		
Bob Cashman	Self	X		
Samir Tucker Robbins	Self	X		
RONNA DOYER	SELF	X		
JIM DOYER	SELF	X		
Pat Tucker	Self	X		
Dale Robbins MD	Self	X		
Brett Linneneber	MCAA	✓		
M Susan Gordon	Pat Tucker	✓		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register

Judiciary Committee

Date 3/27/09

Bill No. HB-536 Sponsor(s) Rep. S. Malek

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Name and Address	Representing	Support	Oppose	Inf.

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.